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PTO/SB/64 (10-05)
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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number (Optional) 061472-0269224
First named inventor: XIONG ZHANG		
Application No.: 09/700,236		Art Unit: 1722
Filed: 05/09/2001		Examiner: Song, Matthew J.
Title: CRYSTAL GROWTH METHOD FOR GROUP-III NITRIDE AND RELATED COMPOUND SEMICONDUCTORS		
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (571) 273-8300		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION		
NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional.		
1. Petition fee <input checked="" type="checkbox"/> Small entity-fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> Other than small entity - fee \$ _____ (37 CFR 1.17(m))		
2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of <u>See Attachment (under Type of Response)</u> (identify type of reply): <input checked="" type="checkbox"/> has been filed previously on <u>June 28, 2006</u> <input type="checkbox"/> is enclosed herewith. B. The issue fee and publication fee (if applicable) of \$ _____ <input type="checkbox"/> has been paid previously on _____ <input type="checkbox"/> is enclosed herewith.		

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

David H Jaffer
Signature

3-30-07
Date

David H Jaffer
Typed or printed name

32243
Registration Number, if applicable

PILLSBURY WINTHROP SHAW PITTMAN LLP
Address
2475 Hanover Street,
Palo Alto, CA 94304-1114 US

650-233.4510
Telephone Number

Address

- Enclosures: ☐ Fee Payment
☐ Reply
☐ Terminal Disclaimer Form
☐ Additional sheets containing statements establishing unintentional delay
☒ Other: Statement by Diana Dearing

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

3-30-07
Date

Diana Dearing
Signature
Diana Dearing
Typed or printed name of person signing certificate



Attachment to PTO/SB/64 (12-97) Petition for Revival of an
Application for Patent Abandoned Unintentionally Under 37 CFR

Type of Response:

Request for Continued Examination and Reply to Office Action dated December 28, 2005



Attorney's Docket 061472-0269224
Client Reference: CHUA SJ03-PCT/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re PATENT APPLICATION of:

Confirmation Number: 3694

XIONG ZHANG ET AL.

Application No.: 09/700,236

Group Art Unit: 1765

Filed: November 10, 2000

Examiner: Song, Matthew J.

For: CRYSTAL GROWTH METHOD FOR GROUP-III NITRIDE AND RELATED
COMPOUND SEMICONDUCTORS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR SUA SPONTE REVIVAL

I, David H. Jaffer, state the following:

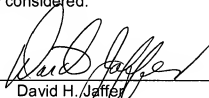
1. The attached papers (Statement of Diana Dearing and attachments thereto) demonstrate:

- (a) the necessary Office Action response in this application was timely filed on June 28, 2006:
- (b) Patent Office errors resulted in a portion of the response being lost.
- (c) The response was re-transmitted by facsimile on July 3, 2006, marked "Copy."
- (d) Patent Office errors resulted in the July 3, 2006, transmission being treated as an untimely response, causing abandonment of this application.
- (e) Telephone requests to Examiners Gupta and Song to correct the erroneous abandonment were unsuccessful.

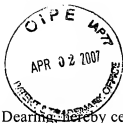
2. In view of these obvious Patent Office errors, we request that the application be revived sua sponte by the Patent Office, and that the revival petition fee not be charged.

3. If the Office declines to revive this application sua sponte, we request that the enclosed Petition for Revival be favorably considered.

Dated: March 30, 2007

A handwritten signature in black ink, appearing to read "David H. Jaffer", is written over a horizontal line.

David H. Jaffer
Reg. No. 82,243
Pillsbury Winthrop Shaw Pittman LLP



CERTIFICATION OF MAILING

I, Diana Dearing, hereby certify that the Request for Sua Sponte Revival is being deposited with the United States Postal Service on this date March 30, 2007, in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.



Diana Dearing



Attorney's Docket 061472-0269224
Client Reference: CHUA SJ03-PCT/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

For re PATENT APPLICATION of:

Confirmation Number: 3694

XIONG ZHANG ET AL.

Application No.: 09/700,236

Group Art Unit: 1765

Filed: November 10, 2000

Examiner: Song, Matthew J.

For: CRYSTAL GROWTH METHOD FOR GROUP-III NITRIDE AND RELATED
COMPOUND SEMICONDUCTORS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT RE PETITION FOR REVIVAL

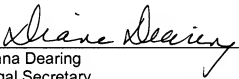
I, Diana Dearing, state the following:

1. On June 28, 2006, I filed a response to the December 28, 2005, Office Action using the U.S. Patent Office e-filing system. A copy of the acknowledgement receipt is attached as part of this filing.
2. On July 3, 2006, we were contacted by Brenda Murphy of the U.S. Patent Office, requesting that we fax a copy of the response as page 2 was missing from the e-filed document.
3. On July 3, 2006, I faxed a copy of the response to Ms. Murphy with a note on our fax cover sheet that this was in response to her request for the June 28, 2006, filing, and marked each page "COPY".
4. After receiving the Notice of Abandonment, I realized that the Examiner was using the date of the fax, July 3, 2006, instead of the date of the e-filed document, June 28, 2006. I called Mr. Gupta on October 17, 2006, and discussed this with him and he said he would pull the file and check on the status. Mr. Gupta never returned my call.
5. A few days later, I contacted the Examiner, Mr. Song, and was told that nothing could be done once the file was abandoned. Therefore, we are filing this Petition to Revive.

6. We request that the fees to revive not be charged to our deposit account since this was not our error but a Patent Office error.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

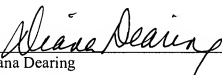
Dated: 3-30, 2007


Diana Dearing
Legal Secretary
Pillsbury Winthrop Shaw Pittman LLP



CERTIFICATION OF MAILING

I, Diana Dearing, hereby certify that the Statement re Petition for Revival is being deposited with the United States Postal Service on this date March 30, 2007, in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.



Diana Dearing



COPY OF NOTICE OF ABANDONMENT



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/700,236	05/09/2001	Xiong Zhang	83973/269224	3694

7590

10/06/2006

David H Jaffer
Pillsbury Winthrop
2550 Hanover Street
Palo Alto, CA 94304-4040



EXAMINER

SONG, MATTHEW J

ART UNIT

PAPER NUMBER

1722

DATE MAILED: 10/06/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



Notice of Abandonment

Application No.

09/700,236

Examiner

Matthew J. Song

Applicant(s)

ZHANG ET AL.

Art Unit

1722

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 28 December 2005.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☒ A reply was received on 03 July 2006 but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.

The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

The response filed on 7/3/2006 does not constitute a proper reply to the non-final rejection. The statutory period for a response to the office action dated 12/28/2005 has expired.

Matthew J. Song
Matthew J. Song
1722

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



**COPY OF E-FILED RESPONSE AND
ACKNOWLEDGEMENT RECEIPT
DATED JUNE 28, 2006**

UPE UPT
APR 02 2007
HONORARY OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:
XIONG ZHANG ET AL.

Confirmation Number: 3694

Application No.: 09/700,236

Group Art Unit: 1765

Filed: November 10, 2000

Examiner: Song, Matthew J.

For: CRYSTAL GROWTH METHOD FOR GROUP-III NITRIDE AND RELATED COMPOUND SEMICONDUCTORS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RCE AND OFFICE ACTION RESPONSE TRANSMITTAL

Transmitted herewith is a Request for Continued Examination and Office Action Response for this application.

EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for a 3 months extension of time under 37 C.F.R. 1.136.

FEEES

The fee for claims and extension of time (37 C.F.R. 1.16 and 1.17) has been calculated as shown below:

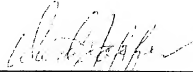
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE
TOTAL	14	-	20	= 0	0.00
INDEP.	2	-	3	= 0	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					0.00
TOTAL ADDITIONAL CLAIM FEE					0.00
EXTENSION OF TIME FEE					510.00
REQUEST FOR CONTINUED EXAMINATION					395.00
GRAND TOTAL					905.00

COPY

FEE PAYMENT

Authorization is hereby made to charge the amount of \$905.00 to Deposit Account No. 033975. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date: June 28, 2006
PILLSBURY WINTHROP SHAW PITTMAN LLP
Intellectual Property Group
P. O. Box 10500
McLean, VA 22102
Telephone: (650) 233-4510
Facsimile: (703) 770-7901



DAVID H. JAFFER
Reg. No. 32,243
Customer No. 27498



COPY

PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request
for
Continued Examination (RCE)
TransmittalAddress to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/700,236
Filing Date	November 10, 2000
First Named Inventor	XIONG ZHANG
Art Unit	1765
Examiner Name	Song, Matthew J.
Attorney Docket Number	061472-0269224

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

- b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(i) required)

- b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 033975. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

- b. ☐ Check in the amount of \$ _____ enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	Date
Name (Print/Type) <u>David Jaffer</u>	<u>June 28, 2006</u>
	Registration No. <u>32,243</u>

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Signature	Date
Name (Print/Type) _____	_____

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Xiong Zhang et al.

Docket No. 61472-0269224

Serial No.: 09/700,236

Group Art Unit: 1722

Filing Date: May 9, 2001

Examiner: Song, Matthew J.

For: **CRYSTAL GROWTH METHOD FOR GROUP-III NITRIDE AND RELATED
COMPOUND SEMICONDUCTORS**

RESPONSE TO OFFICE ACTION

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is in response to the Office Action dated December 28, 2005.

Remarks begin on page 2 of this paper.

COPY

REMARKS

The Office Action dated December 28, 2005, rejects the claims under Section 103(a) as unpatentable over Nakamura in view of Tischler et al. The same rejection was raised in the Office Action dated September 28, 2004, and withdrawn in the Office Action dated June 23, 2005, in view of our Office Action response dated March 25, 2005.

The current Office Action argues that "Tischler is silent to the crystallinity of the strained superlattice buffer," and therefore Tischler would suggest the use of "amorphous polycrystalline layers so that [the] superlattice buffer can function as a buffer, as taught by Nakamura." However, as noted in our response dated June 23, 2005, the amorphous or polycrystalline structure as claimed in the present invention is very different from the superlattice buffer described by Tischler. A super lattice is a periodically grown single crystal, and thus is generally grown at a relatively high temperature (e.g. for an AlGaAs/GaAs superlattice, the growth temperature is around 700° C; for an AlGaN/GaN superlattice, it is above 1000° C).

Thus, Tischler teaches away from the process of the present invention. Even if Tischler is combined with Nakamura, the combination does not teach or suggest a process that first forms the amorphous or polycrystalline multi-layered buffer of the present invention as claimed. Thus, the present invention as claimed is patentably distinguishable over the prior art. A Notice of Allowance is respectfully requested.

COPY

CONCLUSION

Applicants believe the pending claims are now in condition for allowance.

If any further questions should arise prior to a Notice of Allowance, the Examiner is respectfully invited to contact the attorney at the number set forth below.

Date: June 28, 2006

Respectfully submitted,



David H. Jaffer, Ph.D.
Reg. No. 32,243
Customer No. 27498

PILLSBURY WINTHROP SHAW PITTMAN LLP
Intellectual Property Group
P. O. Box 10500
McLean, VA 22102
Tel: (650) 233-4510
Fax: (703) 770-7301

Acknowledgement Receipt

The USPTO has received your submission at **20:36:09** Eastern Time on **28-JUN-2006** by Deposit Account: 033975.

\$ **905** fee paid by e-File via **RAM** with Confirmation Number: 564.

You have also pre-authorized the following payments from your USPTO Deposit Account:

Charge any Additional Fees required under 37 C.F.R. Section 1.16 and 1.17

**eFiled Application Information**

EFS ID	1096540
Application Number	09700236
Confirmation Number	3694
Title	Crystal growth method for group-III nitride and related compound semiconductors
First Named Inventor	Xiong Zhang
Customer Number or Correspondence Address	David H Jaffer Pillsbury Winthrop 2550 Hanover Street Palo Alto CA 94304-4040 US 6502334545
Filed By	David Hussain Jaffer/Diana Dearing
Attorney Docket Number	83973/269224
Filing Date	09-MAY-2001
Receipt Date	28-JUN-2006
Application Type	U.S. National Stage under 35 USC 371

Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
614720269224.PDF	6		45196 bytes	PASS
		Document Description	Page Start	Page End
		Transmittal letter	1	2
		Request for Continued Examination (RCE)	3	3
		Amendment Submitted/Entered with Filing of CPA/RCE	4	6
fee-info.pdf	2	Fee Worksheet (PTO-875)	8362 bytes	PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

If you need help:

- *Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent e-Filing.*
- *Send general questions about USPTO programs to the USPTO Contact Center (UCC) .*
- *If you experience technical difficulties or problems with this application, please report them via e-mail to Electronic.Business.Support or call 1 800-786-9199.*

**COPY OF FACSIMILE SENT AT
REQUEST OF BRENDA MURPHY
DATED JULY 3, 2006**



**Pillsbury
Winthrop
Shaw
Pittman LLP**

2475 Hanover Street
Palo Alto, CA 94304-1114
Tel 650.233.4500
Fax 650.233.4545
www.pillsburylaw.com

FACSIMILE

Total Pages (including cover): 7

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ORANGE COUNTY
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SAN DIEGO-NORTH COUNTY
SAN FRANCISCO
SILICON VALLEY
SYDNEY
TAIPEI
TOKYO
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Date:	July 3, 2006	Must Be Sent By:	
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From:	David H. Jaffer	Phone No:	650.233.4510
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Comments:

Serial No.: 09/700,236

Per our conversation, attached is a full copy of the Office Action response filed on June 28, 2006, that had page 2 of the Office Action response missing.

Thank you,

Diana Dearing
Secretary to David Jaffer
Tel: (650) 233-4793

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